

MINUTES OF THE ANNUAL MEETING OF THE
WEBER RIVER WATER RIGHTS COMMITTEE
(Exclusive of the Ogden River)

Pursuant to the call of the Chairman, the annual meeting of the Weber River Water Rights Committee was held at Ogden Hilton, 247-24th Street, Ogden, Utah, on January 11, 1983, at 10:00 a.m. Meeting was called to order by Chairman Keith G. Jensen.

Members present:

Frank Bohman
Howard Cox
Joseph Dawson
Glenn Gibbons
Wendell Holmes
Lincoln Jensen
Keith G. Jensen
D. A. Osguthorpe

Members Excused were:

Russell Wayment
D. Earl Harris
Carly Burton

Others present were:

E. Blaine Johnson

Representative from
Dennis Wright

Weber River Water
Commissioner
Utah Power & Light

Minutes of the meetings held January 12, 1982 and August 11, 1982 were approved by motion of Mr. Lincoln Jensen, seconded by Don Osguthorpe and unanimously carried.

Chairman Jensen then asked Mr. Blaine Johnson, Weber River Water Commissioner, to give his report to the members present at the meeting. Mr. Johnson reported that during 1982 the anticipated flooding did not materialize because of the high snowpack. Stream flows held up better than average and no low water right was cut off until August 24. Heavy fall rains gave sufficient streamflow to refill some reservoirs. Wanship reservoir began spilling in September and remained spilling until December. Reservoir storage at the present time is as follows: Wanship - 55,980, Echo - 47,320, Lost Creek - 15,600, East Canyon - 41,050.

Storage credits are as follows: Wanship - 53,300, Echo - 50,000, East Canyon Davis and Weber - 28,000, East Canyon Weber Basin - 13,050, Lost Creek - 15,600.

Mr. Johnson commended all the deputies for the fine work they had done this past year and recommended they be appointed to serve again next year. The deputies are: Dennis Marchant, Ross Siddoway, George Holgersen, Erma Carter and Lee Andersen. Motion was made by Frank Bohman, seconded by Glenn Gibbons and unanimously approved, recommending that the Commissioner and his deputies be appointed to serve during the 1983-84 year.

Chairman Jensen reported that since his appointment as Chairman of this committee, we have filed four protests.

Question was asked regarding the status of the Smith-Morehouse Project and Chairman Jensen reported that the preliminary consulting work has been completed. The estimated construction cost of the dam will be \$6,000,000 and the proposed location has been determined a safe site. Weber Basin Water Conservancy District has contracted with an engineering firm to conduct an extensive water supply study, which will answer questions with regards to supply and demand for the enlargement of the Smith-Morehouse reservoir.

Mr. Wright asked if this committee could file a protest against the development in the Toll Gate area; he said he was aware of several places where the water was being used illegally by oil companies drilling wells. Commissioner Johnson said he is aware of several water right permits that have been approved recently by the State Engineer for oil companies in that area, but asked for exact names and locations where Mr. Wright felt there were discrepancies and he would check on them. Chairman Jensen suggested that he, Commissioner Johnson, State Engineer, and Mr. Wright take a tour to investigate possible misuse of the water in the Toll Gate area. After the tour of the Toll Gate area a letter will be sent to each of the committee members notifying them of any problems and recommended solutions.

Motion was made by Mr. D. A. Osguthorpe, seconded by Mr. Lincoln Jensen and passed unanimously recommending that after an inspection of the Toll Gate area if water uses are not in order that this committee file a protest with the State Engineers office.

Chairman Jensen urged committee members to contact Commissioner Johnson or himself if they have concerns regarding misuse of water. The only way we can correct a problem is to be made aware of it, he stressed the need to have communication between the various agencies involved in water rights and usage.

The Financial Statement for the year 1982 as compiled in the office of the State Engineer was presented by Chairman Jensen. All items were within the budgeted amount. The 1982 budget expenditures for Park City area indicate the \$460.00 budgeted for Commissioner Johnson insurance was not collected by the Weber River Water Rights Committee. Motion was made by Joe Dawson, seconded by Frank Bohman and carried to request from the State Engineer \$460 to reimburse the Rights Committee for Commissioner Johnson's insurance premiums costs which were higher than the amount budgeted. (Exhibit A)

Chairman Jensen then read and reviewed with the committee the Statement of Receipts and Disbursements for 1982. Motion was made by Wendell Holmes, seconded by Frank Bohman and unanimously passed approving the financial statement of the Weber River Water Rights Committee for 1982. (Exhibit B)

The 1983 budget was presented by Chairman Jensen which allows for a 3.9% cost of living increase to the Commissioner and deputies. The 3.9 % will be paid as the employee's portion of state retirement. This is an advantage to the employees who do not have to pay tax on the increase and the employer who does not have to pay matching Social Security. (Exhibit C)

Mr. Dawson made a motion we freeze the base salary which cost of living increases or decreases are granted on at the 1983 rate and every two years re-evaluate the base for adjustments. Motion was seconded by Lincoln Jensen and unanimously approved.

A letter from the Utah Water Users Association was read requesting an assessment of \$1,000 instead of \$750 as previously agreed. Motion was made by Mr. Osguthorpe, seconded by Frank Bohman and unanimously approved authorizing \$1,000 be paid to the Utah Water Users Association and amending the proposed 1983 budget to include the additional amount. Mr. Dawson recommended that we request a copy of the Utah Water Users Association Budget for review.

Chairman Jensen explained Item 6 G of the budget - Litigation for Spiro Tunnel. Water from the Spiro Tunnel has a direct impact on every water user along the Ogden and Weber Rivers and Weber Basin has hired Attorney Tom Parker and Higginson Consulting to prepare a case on the Spiro Tunnel. After discussion, Mr. Holmes recommended that a meeting with the water users be held to discuss the impacts of the Spiro Tunnel litigation and encourage them to assist Weber Basin with the legal costs.

Motion was made by Howard Cox, seconded by Joe Dawson and approved authorizing \$1,000 be added to the proposed 1983 budget for litigation on the Spiro-Tunnel.

Other increases in the 1983 budget included: \$25.00 for the annual report to cover printing costs, \$25.00 for office equipment and expenses, \$600 for the NWRA Convention. Park City's budget allows also 3.9% cost of living increase to be paid as state retirement, \$10 additional for the annual report, \$125 additional for NWRA Convention and an additional \$600 be added contingent upon the State Engineer's approval of additional work being done in the Park City area.

The total budget for the Weber River Water Rights Committee was \$62,660.94. The Park City budget was \$7,396.32 and a contingency budget of \$600 was also approved.

Motion was made by Joe Dawson, seconded by Glenn Gibbons and unanimously approved reappointing Glenn Gibbons - District #1, D. Earl Harris - District #3, Wendell Holmes - District #6 and Keith G. Jensen - District #7 as committee members to serve a term of three years; to make recommendations to the State Engineer relative to the distribution of water of the Weber River, the appointment of a Water Commissioner and Deputy Commissioners, their salaries, expenses and duties, a budget or proposed expenditures, and any other business that may properly come before the meeting.

Motion also approved the Executive Committee for 1983: Keith G. Jensen - Chairman, Glenn Gibbons - Vice Chairman, Vickie Sargent - Secretary-Treasurer, Lincoln Jensen - Executive Committee Member, Laurence Wright - Executive Committee Member.

Announcement was made regarding the meeting at 1:00 p.m. at the City and County Building in Ogden with the State Engineer for the Executive Committee to attend and interested members of the committee.

Motion to adjourn was made by Joe Dawson, seconded by Glenn Gibbons and approved adjourning the meeting at 11:45 a.m.

/s/ Vickie Sargent, Secretary